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THE SECRETARY - ROOM 222

10 MAY 1993
MAY 13 1993

IN REPLY REFER TO:

7330-7/1700A3

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Honorable Toby Roth
Member, House of Representatives
126 North Oneida Street
Appleton, Wisconsin 54911

Dear Congressman Roth:

This is in reply to your letters of February 9th, and April 19, 1993, in which you inquired on behalf of your constituent, Brian Walbrun, regarding the Notice of Proposed Rule Making (Notice) in PR Docket No. 92-235, 57 FR 54034 (1992). This Notice proposes comprehensive changes to the Commission's Rules governing the private land mobile radio services operating in the frequency bands below 512 MHz.

Your constituent is specifically concerned about the impact of these changes on radio control (R/C) hobby users. Enclosed is a discussion paper concerning our proposals for the 72-76 MHz band. In short, we expect there would be no adverse impact on R/C operations because of any proposal contained in the Notice.

We are, of course, sensitive to the concerns of both users of private land mobile radio spectrum and R/C hobbyists. We will, therefore, take your constituent's concerns into account when we develop final rules in this proceeding. As indicated in the Notice, we remain convinced that without significant regulatory change in radio operations in the bands below 512 MHz, the quality of communications in the private land mobile radio services will continue to deteriorate to the point of endangering public safety and the national economy.

We want to thank you for your interest in this proceeding. Your constituent's letter will be included in the record of the proceeding. We expect final rules to be issued in 1994.

Sincerely,

/s/

Joseph A. Levin
Chief, Policy & Planning Branch
Private Radio Bureau

Enclosures

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Congressional

DUE: 5-6-93

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LETTER REPORT

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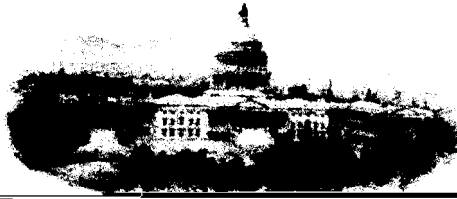
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1-31-93

Brian Wallbur

1421 W. EDmund

Appleton Wis 54914

Dear Mr. Toby Roth;

I object to the proposed rules that are currently under consideration by the Federal Communications Commission (FCC). The proceeding is PR Docket 92-235. Developed by the FCC Land Mobile Service, it creates a massive Frequency restructuring - the first of its type in 60 years.

The 419 page document addresses frequency use in another service (Part 88) but will also affect Part 95 where our R/C frequency use lives. Without becoming too technical, the restructuring inserts two new frequencies between those presently assigned for modeling use and commercial users. That means we could have a transmitter almost four-times the power output of ours, only 2.5 KHZ away from a large number of our 72 and 75 MHz frequencies. Presently they are 10 MHz away.

On the 72 MHz band, thirty-one of our frequencies would be bracketed, principally in the lower

end of the band (below channel 42). A similar condition would exist in the 75 MHz band. Two examples of the frequency placing would look like the following:

Model Channel 14 72.070 MHz.

NEW INSERT — 72.0725

NEW INSERT — 72.0775

Present Commercial 72.080 MHz

NEW INSERT — 72.0825 MHz

NEW INSERT — 72.0875 MHz

Model Channel 15 72.090 MHz

OR

Model Channel 62 75.430 MHz

NEW INSERT — 75.4325 MHz

NEW INSERT — 75.4375 MHz

Present Commercial 75.440 MHz

NEW INSERT — 75.4425 MHz

NEW INSERT — 75.4475 MHz

Model Channel 63 75.450 MHz

Not only are these new frequencies too close to ours but the commercial industries use shown over time they do not keep their equipment in tune so as not to interfere with our operations. Present technology does not exist to allow us or anyone to operate under these conditions.

Our models all vary from 20" wingspan up to 20 ft, from 2 lbs. to 110 lbs, from 15 mph, to 200 mph jets. The cost also varies from as little as \$150⁰⁰ to over \$10,000⁰⁰ per plane. They also take from 2 weeks to 5 years to build. The quality is often extraordinary.

Our hobby is also a living to some industries and over all it affects a couple million people.

I alone have over \$8,000 invested in this sport which I put to use every year.

The frequencies we have allocated to us all of them we desperately need.

If you have any questions please contact a local club in Wisconsin, there are many. Here are 3, MARCS of Madison, Valley Area Modelers of Appleton, Calumet Flyers of Burlington.

I ask you PLEASE to help us, to get the FCC to not allow these new charges of the Proposed rule making in PR Docket 92-235.

Sincerely,

Brian Wallman

The FCC WILL Act on this

ON OR ABOUT 2-26-93